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In re Application of	:	
JEAPES, Andrew Philip et al.	:	
Application No.: 10/049,860	:	DECISION ON
PCT No.: PCT/GB00/03234	:	
Int. Filing Date: 21 August 2000	:	PETITION
Priority Date: 19 August 1999	:	
Attorney Docket No.: 5648	:	UNDER 37 CFR 1.182
For: PROCESS FOR RECYCLING IONIC	:	
LIQUIDS	:	

This decision is in response to applicant's "Petition Under 37 CFR 1.182," filed on 21 March 2005.

BACKGROUND

On 21 August 2000, applicant filed international application PCT/GB00/03234, claiming a priority date of 19 August 1999. A copy of the international application was communicated to the United States Patent and Trademark Office (USPTO) from the International Bureau on 01 March 2001. A demand for international preliminary examination was filed 14 March 2001, prior to the expiration of nineteen months from the priority date. The deadline for entry into the national stage in the United States was thirty months from the priority date, 21 February 2002.

On 19 February 2002, applicant filed a transmittal letter for entry into the national stage in the United States, accompanied by the basic national fee.

On 10 May 2002, the Office mailed Notification of Missing Requirements indicating that an oath or declaration in compliance with 37 CFR 1.497(a)-(b) was required.

On 07 August 2002, applicant supplied a response to the Notification, including an executed declaration.

On 30 October 2002, the Office mailed Notification of Acceptance (Form PCT/DO/EO/903) indicating that the requirements under 35 USC 371 (c)(1), (c)(2) and (c)(4) were satisfied on 07 August 2002.

On 21 September 2004, the Examiner mailed a non-final rejection, indicating that, *inter alia*, the declaration was defective, as it failed to list the family name and one given name for each inventor. The Office action set a three month period for response.

On 21 March 2005, applicant submitted a petition under 37 CFR 1.182, accompanied by a declaration and the fee for a three month extension of time.

DISCUSSION

The international application fails to list a given name for 5 of 7 applicants. Applicants have provided a declaration of the first named applicant, Andrew Philip Jeapes, to correct the error in his listing on the international application, but applicants have not attempted to correct the error in the other four inventors not listed with a given name.

As to Andrew Philip Jeapes, applicants have supplied a statement from him indicating that he is the inventor in the international application and that he believes his listing as "A. J. Jeapes" was a typographical error. This is sufficient explanation of the discrepancy.

Additionally, neither the declarations submitted on 07 August 2002, nor the declarations submitted on 21 March 2005 comply with 37 CFR 1.497(a)-(b). On 07 August 2002, applicants submitted one page 1, one page 2, two pages three and three pages 4. On 21 March 2005, applicants submitted one page 1, one page 2 and three pages each of 3 and 4. The pages 3 and 4 list the same inventors, but are separately executed. This indicates that at least three copies of the declaration were executed on each occasion. While it is acceptable for inventors to execute different copies of the declaration, applicants must supply the full copy of the declaration executed by each inventor. Applicants may not piece together pages from different declarations to create a composite declaration.

The declarations of 07 August 2002 had the page numbers altered. Non-initialed, non-dated alterations are not permitted. 37 CFR 1.52(c)(1).

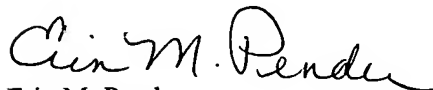
CONCLUSION

For the above reasons, the Petition Under 37 CFR 1.182 is **DISMISSED** without prejudice.

The Notification of Acceptance (Form PCT/DO/EO/903) mailed 30 October 2002 is **VACATED**.

A proper response as indicated above must be filed within TWO (2) MONTHS from the mail date of this decision. Failure to timely file the proper response will result in abandonment of this application. Extensions of time are available under 37 CFR 1.136(a).

Any further correspondence with respect to this matter should be addressed to the Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.



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